

20427 U.S. PTO
032204

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applic. of: Von E. Summers and)
Raymond A. Montalta, Jr.)
Filed: Simultaneously Herewith) Prior Application
Serial No:) Examiner: Smith, Kimberly
For: TURKEY DECOY) Group Art Unit: 3644
(Which is a Continuation of S.N. 10/218,814)
Filed on August 14, 2002)
Docket No.: AE103/2002)

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

16834 U.S. PTO
10/806012
032204

UTILITY PATENT APPLICATION TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith for filing are:

- 1) The continuation patent application of Summers et al. filed under 37 CFR §1.53(b)(1) including a copy of the original parent application specification, claims, drawings, and Abstract;
- 2) Five (5) sheets of formal drawings for Figures 1-5;
- 3) Copy of Declaration and Power of Attorney;
- 4) Express Mail Certificate;
- 5) Information Disclosure Statement;
- 6) Check for the filing fee in the amount of \$385.00;
- 7) Drawing Transmittal Letter and formal drawings including corrections;
- 8) Preliminary Amendment A; and
- 7) A return postcard showing receipt of the above items.

Respectfully submitted,

Date 3/22/04

A handwritten signature in black ink, appearing to read "David W. Carrithers", written over a horizontal line.

David W. Carrithers
CARRITHERS LAW OFFICE, PLLC
One Paragon Centre
6060 Dutchman's Lane, Suite 140
Louisville, KY 40205
Telephone (502) 452-1233
Reg. No. 35,475

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EXPRESS MAIL CERTIFICATE

"Express Mail" Mailing Label Number EL080468316US

Date of Deposit March 22, 2004

I hereby certify that the attached U.S. Utility Continuation Patent Application including specification and claim, Abstract, copy of Declaration and Power of Attorney, Transmittal Letter and 5 sheets of formal drawings, Preliminary Amendment A, Information Disclosure Statement, and return postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Yelizaveta Klimova Troxler

(Typed or printed name of person mailing paper or fee)

Smith

(Signature of person Mailing paper or fee)

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**TRANSMITTAL OF DOCUMENTS
FOR FILING A CONTINUATION APPLICATION UNDER 37 CFR §1.53(b)(1)**

Dear Sir:

This is a request for filing a Continuation application from prior copending parent application Serial No. 10/218,814 filed on August 14, 2002 for a TURKEY DECOY by Von E. Summers and Raymond A. Montalta.

Enclosed is a copy of the original priority application including the specification, claims, Abstract, formal drawings, and Declaration and Power of Attorney. The application is being filed pursuant to 37 CFR §1.53(b)(1) and it is a true copy of the prior complete application as filed including the specification (with claims), drawings, declaration showing the signature of applicants. The inventors named in the continuation is the same inventor named in the prior application.

Enclosed is a preliminary amendment listing the canceled and allowed claims together with new claims 40-50 and a Transmittal of drawings correction and corrected formal drawings.

Please amend the first sentence of the specification to read as follows:

--This is a Continuation Application of U.S. Patent No. 6,708,440 issued on March 23, 2004 from application Serial No. 10/218,814 filed on August 14, 2002.--

Address all future communications to:

**David W. Carrithers
CARRITHERS LAW OFFICE, PLLC
One Paragon Centre
6060 Dutchman's Lane, Suite 140
Louisville, KY 40205
Telephone (502) 452-1233**

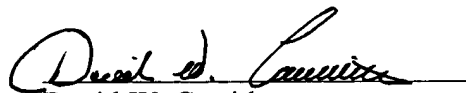
No patent has issued, and no abandonment of, or termination of proceedings has occurred in the above-identified prior application for which we have received a Notice of Issue for the parent application Serial No. 10/079,280 filed on February 20, 2002 which indicates the patent will issue as U.S. Patent No. 6,708,440 on March 23, 2004.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

A check in the amount of \$385.00 is enclosed as payment for the filing fee. Please charge any underpayment or credit any overpayment to Counsel's Deposit Account No. 50-0642.

Respectfully submitted,

Date 3/22/04



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TRANSMITTAL OF FORMAL DRAWINGS

Dear Sir:

Enclosed herewith are formal drawings including corrections made to the drawings pursuant to the prosecution of the parent application. All of the corrections are supported by the original specification, drawings and claims and no new matter has been added to the drawings. The following corrections made to the prior application drawings and included in the enclosed formal drawings are as follows:

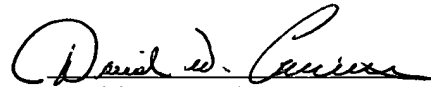
In Figure 2, replace numeral "82" with numeral -85-, and replace numeral "71" with numeral -72-.

In Figure 3, interchange reference numbers "65" and "64".

In Figure 4, replace "47" with -47A-, and replace "46" with -46A-.

In Figure 5, insert numeral 77 to indicate the “endless band or belt”.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "David W. Carrithers".

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